

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

AUGUSTINE CALLEROS, JR.,)

Plaintiff,)

vs.)

CITY OF NORTH LAS VEGAS,)

Defendant.)

Case No.: 2:23-cv-01340-GMN-DJA

**ORDER ADOPTING REPORT &
RECOMMENDATION**

Pending before the Court is the Report and Recommendation (“R&R”), (ECF No. 37), of United States Magistrate Judge Albregts, which recommends denying without prejudice Plaintiff Augustine Calleros, Jr.’s Motion to Amend, (ECF No. 32), and giving him leave to file a renewed motion or stipulation to amend that complies with Local Rule 15-1. The R&R further recommends denying as moot several pending Motions, (ECF Nos. 10, 25, 34), filed by the parties.

A party may file specific written objections to the findings and recommendations of a United States Magistrate Judge made pursuant to Local Rule IB 1-4. 28 U.S.C. § 636(b)(1)(B); D. Nev. R. IB 3-2. Upon the filing of such objections, the Court must make a *de novo* determination of those portions to which objections are made. D. Nev. R. IB 3-2(b). The Court may accept, reject, or modify, in whole or in part, the findings or recommendations made by the Magistrate Judge. 28 U.S.C. § 636(b)(1); D. Nev. R. IB 3-2(b). Where a party fails to object, however, the Court is not required to conduct “any review at all . . . of any issue that is not the subject of an objection.” *Thomas v. Arn*, 474 U.S. 140, 149 (1985) (citing 28 U.S.C. § 636(b)(1)). Indeed, the Ninth Circuit has recognized that a district court is not required to review a magistrate judge’s R&R where no objections have been filed. *See, e.g., United States*

1 *v. Reyna–Tapia*, 328 F.3d 1114, 1122 (9th Cir. 2003).

2 Here, no objections were filed, and the deadline to do so has passed. (*See* R&R, ECF
3 No. 37) (setting a May 24, 2024, deadline for objections).

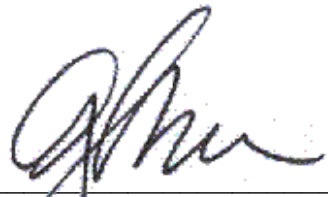
4 Accordingly,

5 **IT IS HEREBY ORDERED** that the Report and Recommendation, (ECF No. 37), is
6 **ACCEPTED and ADOPTED** in full.

7 **IT IS FURTHER ORDERED** that Plaintiff’s Motion to Amend, (ECF No. 32), is
8 **DENIED without prejudice**. Plaintiff has until Monday, June 17, 2024, to file a renewed
9 motion or stipulation to amend that complies with Local Rule 15-1(a).

10 **IT IS FURTHER ORDERED** that Defendant’s Motion to Dismiss, (ECF No. 10), and
11 Motion to Strike, (ECF No. 34), as well as Plaintiff’s Motion for Additional Time, (ECF No.
12 25), are **DENIED as moot**.

13 Dated this 28 day of May, 2024.

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16 Gloria M. Navarro, District Judge
17 United States District Court
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